

PATENT
10/0705
[Handwritten signature]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael J. Lloyd, et al.
Serial No.: PCT/US01/32319 (10/070,515)
Filed: 10/17/2001
For: Method and Apparatus for the Assessment
and Optimization of Network Traffic

Group No.: Not Yet Assigned
Examiner: Not Yet Assigned

Commissioner for Patents
Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS—NONPROVISIONAL APPLICATION

I. This replies to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed May 29, 2002. A copy of the Notification of Missing Requirements under 35 U. S.C. 371 in the United States Designated/Elected Office (DO/EO/US)—Filing Date Granted is enclosed.

DECLARATION OR OATH

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

POWER OF ATTORNEY

III. Enclosed is an original Power of Attorney by Assignee to Exclusion of Inventor.

SMALL ENTITY STATUS

IV. Applicant claims small entity status. See 37 CFR 1.27.

COMPLETION FEES

1. Assignment (See "ASSIGNMENT COVER SHEET".)	\$ 40.00
2. Total completion fees	\$40.00

EXTENSION OF TIME

V. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
Fee Due: \$0

TOTAL FEE DUE

VI. The total fee due is: Completion fees \$ 40.00

TOTAL FEE DUE \$ 40.00

PAYMENT OF FEES

VII. Charge Account No. 23-2415 (24717-717) in the amount of \$ 40.00.
Please charge Account No. 23-2415 (24717-717) for any fees that may be due by this paper.

[Handwritten signature]

Kenta Suzue, Reg. No. 45,145

Wilson Sonsini Goodrich & Rosati
650 Page Mill Road
Palo Alto, CA 94304
(650) 493-9300
Customer No. 021971

Under the Paperwork Reduction Act of 1996, persons are required to respond to a collection of information only if it displays a valid OMB control number.

<h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">for FY 2002</h3> <p style="margin: 0; font-size: small;">Patent fees are subject to annual revision. Small Entity payments <u>must</u> be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.</p>		<p style="margin: 0; font-size: small;"><i>Complete if Known</i></p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>PCT/US01/32319 (10/070,515)</td> </tr> <tr> <td>Filing Date</td> <td>10/17/2001</td> </tr> <tr> <td>First Named Inventor</td> <td>Lloyd</td> </tr> <tr> <td>Examiner Name</td> <td>Not Yet Assigned</td> </tr> <tr> <td>Group/Art Unit</td> <td>Not Yet Assigned</td> </tr> <tr> <td>Attorney Docket Number</td> <td>24717-717</td> </tr> </table>		Application Number	PCT/US01/32319 (10/070,515)	Filing Date	10/17/2001	First Named Inventor	Lloyd	Examiner Name	Not Yet Assigned	Group/Art Unit	Not Yet Assigned	Attorney Docket Number	24717-717
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TOTAL AMOUNT OF PAYMENT	(\$) 40.00														

<p style="text-align: center; font-weight: bold; font-size: small;">METHOD OF PAYMENT (check one)</p> <p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number: <input type="text" value="23-2415 (Docket No.)"/></p> <p>Deposit Account Name: <input type="text" value="Wilson Sonsini Goodrich & Rosati"/></p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17</p> <p>2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>	<p style="text-align: center; font-weight: bold; font-size: small;">FEE CALCULATION (continued)</p> <p>3. ADDITIONAL FEES</p> <table border="1" style="width:100%; border-collapse: collapse; font-size: x-small;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td>Petition to revive - unintentional</td><td></td></tr> <tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>460</td><td>243</td><td>230</td><td>Design issue fee</td><td></td></tr> <tr><td>144</td><td>620</td><td>244</td><td>310</td><td>Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td>40.00</td></tr> <tr><td>146</td><td>740</td><td>246</td><td>370</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>149</td><td>740</td><td>249</td><td>370</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr><td colspan="4">Other fee (specify)</td><td>25</td><td>Request for Corrected Filing Receipt</td></tr> <tr><td colspan="4">Other fee (specify)</td><td>55/110</td><td>Terminal Disclaimer</td></tr> <tr> <td colspan="4">* Reduced by Basic Filing Fee Paid</td> <td style="text-align: right;">SUBTOTAL (3)</td> <td style="text-align: right;">(\$) 40.00</td> </tr> </tbody> </table>	Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	105	130	205	65	Surcharge - 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103	18	203	9	Claims in excess of 20																																																																																																																																																																																	
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SUBMITTED BY				Complete (if applicable)			
Name (Print/Type)	Kenta Suzue	Registration No. (Attorney/Agent)	45,145	Telephone	650-493-9300		
Signature		Date	7/25/02	Customer No. 021971			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

RECEIVED



2002 UNITED STATES PATENT AND TRADEMARK OFFICE

WILSON SONSINI,
GOODRICH & ROSATI

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/070,515	Michael A. Lloyd	24717/717

INTERNATIONAL APPLICATION NO.	
PCT/US01/32319	
I.A. FILING DATE	PRIORITY DATE
10/17/2001	10/17/2000

021971
WILSON SONSINI GOODRICH & ROSATI
650 PAGE MILL ROAD
PALO ALTO, CA 943041050

CONFIRMATION NO. 6824
371 FORMALITIES LETTER

OC00000008172976

Date Mailed: 05/29/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of the International Application
- Copy of the International Search Report
- Request for Immediate Examination
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

USPTO PATENT DOCKET	
CLASSIFICATION: FOREIGN:	
DOCKETED BY: 156	
REASON: US Missing Req's	
FILE DATES: 10/17/2001	
BRAND: 24717	
156 CM# 24717-717	

CHARITTA A BURT

Telephone: (703) 305-3734

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/070,515	PCT/US01/32319	24717/717

FORM PCT/DO/EO/905 (371 Formalities Notice)